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June 29, 2017

Via Electronic Submission

Marlene H. Dortch, Secretary
Federal Communications Commission
445 12th Street, SW
Washington, DC 20554

Re: CC Dkt. No. 94-129; Certification of Exemption from “Drop-Off” Requirement

Dear Ms. Dortch:

Long Distance Consolidated Billing Co. (“LDCB”), by its undersigned counsel, hereby certifies that it qualifies for an exemption from the “drop-off” requirement set forth in Section 64.1120(c)(3)(ii) of the Federal Communications Commission’s (“Commission’s” or “FCC’s”) rules.¹ The Commission established a mechanism in CC Dkt. No. 94-129 by which carriers certifying as to their inability to comply with the “drop-off” rule will be exempt from that rule for a two-year period.²

LDCB previously submitted a certification of exemption from the Commission’s “drop-off” requirement on July 20, 2015 for the two-year period starting June 29, 2015.³ In its *Third Order on Reconsideration*, the Commission stated that carriers that wished to extend their exemption must re-certify at the end of the two-year period (and every two years thereafter) as to their continuing inability to comply with the “drop-off” requirement.⁴ LDCB is now re-certifying to its continuing inability to comply with the “drop-off” requirement for the two-year period starting June 29, 2017.

¹ 47 C.F.R. § 64.1120(c)(3)(ii).

² See *Implementation of the Subscriber Carrier Selection Changes Provisions of the Telecommunications Act of 1996; Policies and Rules Concerning Unauthorized Changes of Consumers’ Long Distance Carriers*, Third Order on Reconsideration and Second Notice of Proposed Rulemaking, 18 FCC Rcd 5099 (rel. March 17, 2003) (“*Third Order on Reconsideration*”).

³ Under the *Third Order on Reconsideration*, LDCB’s exemption from the “drop-off” rule was valid for two years from the date on which LDCB’s previous certification was submitted.

⁴ See *Third Order on Reconsideration* at para. 35.

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The type of technology used by LDCB's telemarketing providers does not allow the person initiating a three-way call to "drop-off" the line without also disconnecting the three-way call. Upgrading to a system which would allow LDCB's telemarketers to "drop-off" once a three-way call is initiated would be prohibitively costly for LDCB's telemarketing providers given their small size. Thus, the telemarketing providers are unable to comply with the "drop-off" requirement. This precludes LDCB from complying with the "drop-off" rule. Enclosed is a declaration, pursuant to Section 1.16 of the FCC's rules,⁵ by Jan Lowe, President of LDCB, in support of these statements.

Questions regarding this submission should be addressed to the undersigned.

Respectfully submitted,

/s/ Cheng-yi Liu

Counsel for Long Distance
Consolidated Billing Co.

Enclosure

⁵ 47 C.F.R. § 1.16.

DECLARATION

I, Jan M. Lowe, certify that I am President of Long Distance Consolidated Billing Co. ("LDCB") and that I am authorized to make this certification for LDCB. I certify that LDCB is unable to comply with the "drop-off" requirement as set forth in 47 C.F.R. § 64.1120. Specifically, the technology used by LDCB's telemarketing providers does not allow the person initiating a three-way call to "drop-off" the line without also disconnecting the three-way call. Upgrading to a system that would allow LDCB's telemarketers to "drop-off" once a three-way call is initiated would be prohibitively costly for LDCB's telemarketing providers given their small size. Thus, the telemarketing providers, and LDCB, are unable to comply with the "drop-off" requirement. I hereby certify that to the best of my knowledge and belief, under penalty of perjury, the foregoing statements are true and correct.

Executed on 6/28/17



Jan M. Lowe, President
Long Distance Consolidated Billing Co.